IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.R. NO.3642 OF 2007
DATE OF DECISION: 27-07-2007

Jaswinder Kaur and others

.....PETITIONERS

VERSUS

Dr.Lal Chand and others

.....RESPONDENTS

CORAM:- **HON'BLE MR.JUSTICE RAJESH BINDAL**

PRESENT: Mr.HPS Ghuman, Advocate
for the petitioners.

RAJESH BINDAL, J.

The petitioners-claimants have filed the present petition in this Court challenging the order dated 24-05-2007 passed by the Motor Accident Claims Tribunal, Patiala vide which the evidence of the petitioners has been closed.

Learned counsel for the petitiners-claimants submits that the claimant-petitioner No.1 is a young widow of late Surinder Singh. She could do whatever was possible and the case had to be adjourned a number of time for production of evidence because the official witnesses were not appearing with the record.

It is further submitted that the petitioners will be non-suited in a hard case where compensation had been claimed on account of unfortunate death of the husband of petitioner No.1. The prayer made is

that she be granted another opportunity to lead her evidence and assistance of the Court to summon the witnesses.

After hearing the learned counsel for the petitioners and perusing the paper book, I am of the opinion that it is in the interest of justice that further opportunity is granted to the petitioners to lead evidence and in case notice is issued to the respondents in this petition, the same will further delay the matter. Accordingly, without issuing any notice to the respondents and in the interest of justice, the order dated 24-05-2007 is set aside and the Motor Accident Claims Tribunal, Patiala is directed to grant further opportunity to the petitioners to lead evidence. However, it will be open to the petitioners to take assistance of the Court for summoning of witnesses.

Revision Petition is accepted subject to payment of Rs.500/- as costs.

(RAJESH BINDAL)
JUDGE

JULY 27, 2007
jt